

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

JAMES PAUL PUGH, III,)
Plaintiff,)
v.) 1:06CV656
LOUISVILLE LADDER, INC.,)
formerly known as Louisville Ladder)
Group, LLC, and HOME DEPOT)
U.S.A., INC.,)
Defendants.)

O-R-D-E-R

The Recommendation of the United States Magistrate Judge was filed with the court in accordance with 28 U.S.C. § 636(b) and, on January 18, 2008, was served on the parties in this action. No objections were filed within the time limits prescribed by § 636.

The court hereby adopts the Magistrate Judge's Recommendation.

IT IS THEREFORE ORDERED that Defendant Home Depot's Motion for Summary Judgment [Pleading No. 35] be **GRANTED**.

William L. Osten, Jr.
United States District Judge

Date: February 25, 2008